

## **REMARKS / ARGUMENTS**

Claims 82-162 are pending. Claims 114-162 have been withdrawn from consideration. Claims 82 and 83 have been amended. No new matter has been added. Claim 89 has been cancelled.

Claims 82-88, 90-92, 98 and 113 have been rejected and claims 89, 93-97, and 99-112 have been objected to. Applicants respectfully traverse each and every aspect of this rejection and will address each point in the Office Action below.

### Election/Restrictions

Applicant's continue to uphold the election with traverse of Group I, claims 82-113 as filed in the previously response of 4/26/10.

### Double Patenting

Claims 82 and 83 were provisionally rejected on the grounds of non-statutory obviousness type double patenting as being unpatentable over claims 151, 152 and 155 of copending Application 10/571909. Applicants assert that the currently amended claim 82 presented in this response addresses this assertion of non-statutory obviousness type double patenting making this point moot.

### 35 U.S.C.112, Sixth Paragraph

Claims 82 and 83 have been cited to include means plus function limitation(s) to arguably not invoke 35 U.S.C. 112, sixth paragraph because each claim describes the structure supporting the claimed function such as "driving means" which drives or moves the platens as well as "charging means" which provides electric charge to effect electrostatically charged powder coating

material. Amended claims 82 and 83 fully address this and thus the point is rendered moot.

Claim rejection under 35 USC § 102(a)

As to the rejection of claims 82-89, 90, 92, 94, 98 and 113 as anticipated by Hallett (GB 2402895) and claims 82-88, 90, 98 and 133 as anticipated by Ando (WO 03/002348). The Office Action has indicated that claim 89 is allowable if rewritten to include all of the limitations of the base claim from which it depends (see page 8, lines 4-6). Claim 82, the base claim, has been amended to include the features of claim 89 thus making claim 82 allowable and all claims dependent on claim 82 also allowable.

Claim rejection under 35 USC § 103

Claims 91 and 92 have been rejected under 35 U.S.C. 103(a) as being unpatentable over Ando. As claims 91 and 92 are dependent on claim 82, and amended claim 82 is allowable, this rejection is now moot.

The points of the Office Action being addressed in full, a Notice of Allowability is respectfully solicited.

Respectfully submitted,

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